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6 United States of America

7 IN THE UNITED STATES DISTRICT COURT  
8 EASTERN DISTRICT OF CALIFORNIA

9 UNITED STATES OF AMERICA,  
10 Plaintiff,  
11 v.  
12 REYNALDO VILLANUEVA,  
13 Defendant.  
14

CASE NO. 1:20-CR-00094-JLT-SKO

STIPULATION TO VACATE TRIAL AS TO  
REYNALDO VILLANUEVA AND SET CASE FOR  
CHANGE OF PLEA AND ORDER THEREON

Court: Hon. Jennifer L. Thurston

15 **STIPULATION**

16 Plaintiff United States of America, by and through its counsel of record, and defendant, by and  
17 through defendant's counsel of record, hereby stipulate as follows:

18 1. By previous order, this matter was set for a trial on March 26, 2024, at 8:30 a.m.  
19 2. By this stipulation, defendant now moves to vacate the trial and to **set the case for a**  
20 **change of plea hearing on October 23, 2023 at 10:00 a.m.** before the Hon. Jennifer L. Thurston. The  
21 proposed change of plea date represents the earliest date that all counsel are available, taking into  
22 account counsels' schedules, defense counsels' commitments to other clients, and the court's available  
23 dates for a change of plea hearing. An ends-of-justice delay is particularly apt in this case because the  
24 defendant is released on pretrial conditions.

25 3. The parties note that time has already been excluded beyond October 23, 2023, and  
26 therefore no further exclusion of time is necessary.

27 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the  
28

Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: September 21, 2023

PHILLIP A. TALBERT  
United States Attorney

By: /s/ JUSTIN J. GILIO  
JUSTIN J. GILIO  
Assistant United States Attorney

Dated: September 21, 2023

/s/ Nicholas Reyes  
Attorney for Defendant Reynaldo Villanueva

**ORDER**

IT IS SO ORDERED.

Dated: September 22, 2023

  
UNITED STATES DISTRICT JUDGE